

**EFFECTIVE**

June 1, 2011.

**SUBJECTS**

1. Durable power of attorney for foster care youth.
2. Permanent ward service plan documentation.
3. Foster care requirements for Medicaid.
4. Foster care transitional Medicaid (FCTMA).
5. Interstate Compact cases and relative licensing requirements.
6. Medical assistance for interstate cases.
7. Interstate forms.
8. Regulation 7 priority home study requests.
9. Interstate Regulation 11/ supervisory responsibilities.
10. Interstate residential requests.

**1) HEALTH CARE  
DURABLE POWER  
OF ATTORNEY**

**FOM 722-6 Developing the Service Plan**

Policy is updated to include amendments from the Patient Protection and Affordable Care Act (P.L. 111-148). Workers must educate youth aging out of foster care on the importance of designating a durable power of attorney for health care. Workers are to ensure that the components of the 90-day transition plan development process relating to the health care needs of youth include:

- Information about a health care power of attorney, health care proxy, or other similar document recognized under state law.
- Assurances that youth are provided with information about the importance of designating another individual to make health care treatment decisions on behalf of the youth if the youth becomes unable to participate in such decisions.
- Providing the youth with:
  - The option to execute such a document.
  - DHS Pub-161, Durable Power of Attorney for Health Care.
- Information is documented in the youth's:
  - DHS-901, Annual Transition Plan Report.
  - DHS-902, 90 day Discharge Plan Report.
  - Case service plan within the progress summary section.

*Reason:* Patient Protection and Affordable Care Act (P.L. 111-148).

**2) PERMANENT  
WARD SERVICE  
PLAN  
DOCUMENTATION**

**FOM 722-9D Foster Care- Permanent Ward Service Plan**

Policy is updated to reflect information collected during home visits that must be documented in the permanent ward service plan, including discussion of safe sleep guidelines with the caregiver. Policy updates also include direction to document all required face-to-face contacts in social work contacts.

*Reason:* Foster Care Policy Office recommendation.

**3) FOSTER CARE  
REQUIREMENTS  
FOR MEDICAID**

**FOM 902-11 Payment Resources - Determination of Medical Assistance Eligibility**

Policy is revised to clarify foster care requirements for the Medicaid program, including policy updates and additions on:

- Opening Medicaid in Services Worker Support System - Foster Care, Adoption and Juvenile Justice (SWSS-FAJ) for all children entering foster care, unless the child is placed with a parent or receives Medicaid under Supplemental Security Income (SSI-MA).
- Opening Medicaid in SWSS-FAJ for all foster children placed with an unlicensed relative (unless receiving SSI), regardless of whether the relative plans to apply for FIP program as an ineligible grantee.
- The role of title IV-E eligibility in out-of-state placements.
- Clarification on when to close Medicaid in SWSS-FAJ for Michigan children placed out-of-state.
- Foster care requirements to maintain an active Supplemental Security Income (SSI) case.

- Location of the required Department of Community Health (DCH) forms necessary to report private health insurance coverage for foster children receiving Medicaid benefits and the termination of the same private insurance to DCH Third Party Liability. Policy referring to accessing the forms in SWSS-FAJ is deleted.
- New requirement to include copy of the court order terminating parental rights when reporting the closure or termination of private insurance coverage to DCH Third Party Liability for a foster child due to the termination of parental rights.

*Reason:* L 10-076-CW, clarification from Department of Community Health and Health, Education and Youth Unit recommendations.

**4) FOSTER CARE  
TRANSITIONAL  
MEDICAID**

The Foster Care Transitional Medicaid (FCTMA) policy is revised to provide clarification on the FCTMA process including policy revisions and additions for:

- Absent without legal permission (AWOLP) youth.
- Juvenile justice youth.
- Automatic FCTMA referral within SWSS.
- Manual FCTMA referrals.
- FCTMA referral exclusions.
- Process to assist youth with Medicaid Health Plan preference.

*Reason:* Fostering Connections to Success and Increasing Adoptions Act and Health, Education and Youth Unit recommendations.

**5) INTERSTATE  
CASES AND  
RELATIVE  
LICENSING**

**FOM 931 Interstate Services Overview, FOM 932 Interstate Services Program Requirements, FOM 932-2- Interstate Foster Care Procedures**

Policy has been updated regarding placement of children with unlicensed relatives prior to a foster care license being completed. In some cases, a foster child may be placed in an out-of-state relative home prior to a foster home license being completed. Foster care workers must use the DHS-972, Relative Agreement for Placement and Licensure, to discuss foster home licensure and include a signed copy with the interstate home study request. If foster home licensing is not possible before the placement of a child, a request must be made for a foster home study within 14 days of placement. In interstate cases, where a relative licensing waiver has been approved, the foster care worker must forward a copy of the approved waivers at initial and annual approvals to the ICPC office.

*Reason:* Foster Care Program Office and Interstate Compact Unit recommendations.

**6) MEDICAL  
ASSISTANCE FOR  
ICPC CASES**

Policy has been updated regarding Medicaid for Michigan foster children placed out-of-state. The foster care worker must verify that Medicaid has been opened for the foster child in the receiving state. Once verification of Medicaid coverage is received, the Michigan Medicaid must be closed in SWSS-FAJ.

*Reason:* Foster Care Program Office recommendation.

**7) INTERSTATE  
FORMS**

**FOM 932-2 Interstate Foster Care Procedures**

Policy has been updated regarding the requirement of DHS monitoring worker signatures on all ICPC forms as part of ICPC referral packet, when a private agency is making the request. The use of the DHS-4332, Interstate Compact Placement Request (100A), for requesting a home study is clarified.

*Reason:* Interstate Compact Unit recommendation.

**8) REGULATION 7  
PRIORITY HOME  
STUDY REQUESTS**

Policy was updated to clarify process for Regulation 7 Priority Placement.

*Reason:* Interstate Compact Unit recommendation.

**9) INTERSTATE  
REGULATION 11/  
SUPERVISORY  
RESPONSIBILITIES**

Policy was updated to include ICPC case supervisory responsibilities as detailed in Regulation 11.

*Reason:* Association of Administrators for the Interstate Compact for the Placement of Children regulation.

**FOM 932-3 Interstate Residential Care Procedures**

**10) INTERSTATE  
RESIDENTIAL  
REQUESTS**

Policy was updated to refer the foster care worker to FOM 722-6, Visitations, for requirements for visitation of foster children placed in out-of-state residential facilities. Policy was also updated to include the requirement of including the DHS-396, Residential Placement Exception Request, with all required approvals, in the ICPC referral packet. Updates were also made to improve clarity of content and flow.

*Reason:* Foster Care Program Office and Interstate Compact Unit recommendations.

**MANUAL  
MAINTENANCE  
INSTRUCTIONS**

**Added Items ...**

**FOM 722-6C**

**Changed Items (content changes) ...**

**FOM 722-9D**

**FOM 902-11**

**FOM 931**

**FOM 932**

**FOM 932-1**

**FOM 932-2**

**FOM 932-3**